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Attorney for Defendant  
JORDAN T. PIPER

IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	)	No. 2:22-MJ-00097 CKD
	)	
Plaintiff,	)	STIPULATION REGARDING
	)	EXCLUDABLE TIME PERIODS UNDER
v.	)	SPEEDY TRIAL ACT; FINDINGS AND
	)	ORDER
JORDAN T. PIPER,	)	
	)	
Defendant.	)	
	)	
	)	
	)	

**STIPULATION**

Plaintiff United States of America, by and through its counsel of record Assistant United States Attorney ROGER YANG, and the Defendant, JORDAN T. PIPER, by and through his counsel of record TASHA PARIS CHALFANT, hereby stipulate and request that the Court make the following findings and Order as follows:

1. By previous order, this matter was set for preliminary hearing on January 19, 2023.
2. By this stipulation, the defendant now moves to continue the preliminary hearing until March 16, 2023, and to exclude time between January 19, 2023, and March 16, 2023, under Local Code T4. The defendant consents to this extension of time, and requests that the Court find

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AND FOR EXCLUSION OF TIME

1 good cause to extend time for the preliminary hearing under Rule 5.1(d). Plaintiff does not oppose  
2 this request.

3 3. The parties agree and stipulate, and request that the Court find the following:

4 a. The government prepared a protective order and sent the first production of  
5 discovery. This includes over 800 pages with investigative reports in electronic form, as well as  
6 photographs, video files and spreadsheets. There is also a significant amount of electronic,  
7 protected data which can only be viewed at the FBI field office due to the protective order. All of  
8 this discovery has either been produced directly to counsel, and/or made available for inspection  
9 and copying.  
10

11 b. Counsel for the defendant desires additional time to review the discovery, develop  
12 the case, conduct investigation, consult with her client, consult with experts, conduct research,  
13 discuss potential resolution, and to explain the consequences and guidelines.  
14

15 c. In addition to the public health concerns cited by General Order 611 and presented  
16 by the evolving COVID-19 pandemic, an ends-of-justice delay is particularly apt in this case  
17 because counsel or other relevant individuals have been encouraged to telework, minimize  
18 personal contact to the greatest extent possible and not conduct visits at the county jails. It will be  
19 difficult to avoid personal contact should the hearing proceed.  
20

21 d. Counsel for the defendant believes that failure to grant the above-requested  
22 continuance would deny her the reasonable time necessary for effective preparation, taking into  
23 account the exercise of due diligence.  
24

25 e. The government does not object to the continuance.

26 f. Based on the above-stated findings, the ends of justice served by continuing the  
27

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case as requested outweigh the interest of the public and the defendant in a trial within the original date prescribed by the Speedy Trial Act.

g. For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq., within which trial must commence, the time period of January 19, 2023, to March 16, 2023, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4] because it results from a continuance granted by the Court at defendant's request on the basis of the Court's finding that the ends of justice served by taking such action outweigh the best interest of the public and the defendant in a speedy trial.

4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

All counsel has reviewed this proposed order and authorized Tasha Chalfant to sign it on their behalf.

IT IS SO STIPULATED.

Dated: January 13, 2023

by: /s/Tasha Chalfant for  
ROGER YANG  
Assistant U.S. Attorney  
Attorney for Plaintiff

Dated: January 13, 2023

by: /s/Tasha Chalfant  
TASHA CHALFANT  
Attorney for Defendant  
JORDAN T. PIPER

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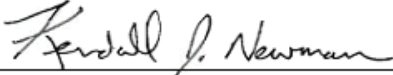
**ORDER**

The Court, having received, read, and considered the stipulation of the parties, and good cause appearing therefrom, adopts the stipulation of the parties in its entirety as its order. Based on the stipulation of the parties and the recitation of facts contained therein, the Court finds that the failure to grant a continuance in this case would deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence. The Court finds that the ends of justice to be served by granting the requested continuance outweigh the best interests of the public and the defendant in a speedy trial.

The Court orders that the time from the date of the parties' stipulation, January 19, 2023, to and including March 16, 2023, preliminary hearing date shall be excluded from computation of time within which the trial of this case must be commenced under the Speedy Trial Act, pursuant to 18 U.S.C §3161(h)(7)(A) and (B) (iv), and Local Code T4 (reasonable time for defense counsel to prepare). The Court finds good cause to extend time for the preliminary hearing under Rule 5.1(d). It is further ordered that the presently set January 19, 2023, preliminary hearing shall be continued to March 16, 2023, at 2:00 p.m. before Magistrate Judge Barnes.

IT IS SO FOUND AND ORDERED.

Dated: January 13, 2023

  
KENDALL J. NEWMAN  
UNITED STATES MAGISTRATE JUDGE

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